

## Results of Brief Enforcement Hearings – September 10, 2002

Note: Brief Enforcement Hearings are heard by a Single Commissioner, normally the Chair of the Commission. Brief enforcement hearings are held when the facts are undisputed, the violations appear to be relatively minor in nature, and a penalty no greater than \$500 will be assessed for the violations. A respondent may appeal the results of a brief enforcement hearing by asking the full Commission to review the findings of the Single Commissioner.

### Brief Enforcement Hearings – September 10, 2002

1. **Phil Fortunato**, Case #02-350  
**Results:** The Respondent was found to have violated RCW 42.17.530 by distributing political advertisements that falsely claim incumbency.  
**Assessed Penalty:** \$250 with \$150 suspended on the condition the Respondent commits no further violations of RCW 42.17 for a period of two years from the date of the order.
2. **Audrey Borders**, Case #02-297  
**Results:** The Respondent was found to have violated RCW 42.17.080 and .090 by failing to timely file contribution and expenditure reports in the 2001 election.  
**Assessed Penalty:** \$250 with \$100 suspended.
3. **Randall Rike**, Case #03-044  
**Results:** The Respondent was found to have violated RCW 42.17.240 by failing to file the Personal Financial Affairs Statement (PDC Form F-1) within two weeks of becoming a candidate in the 2002 election.  
**Assessed Penalty:** \$100.
4. **Michael Hurtado**, Case #03-033  
**Results:** Upon review of faxed copies of PDC form C-1 (Candidate Registration) and a penalty payment check for \$100, the Chair accepted the Respondent's filing, stipulated violation of RCW 42.17.050, and stipulated penalty payment of \$100 on the condition that the original documents arrive in the PDC office by September 17, 2002. The original documents were postmarked September 10, 2002, and were received in the PDC office on September 12, 2002.
5. **Timothy Schwantz**, Case #03-045  
**Results:** The Respondent was found to have violated RCW 42.17.240 by failing to file the Personal Financial Affairs Statement (PDC Form F-1) within two weeks of becoming a candidate in the 2002 election.  
**Assessed Penalty:** \$100.

6. **John Potter**, Case #03-029

**Results:** The Chair declined to hear the alleged violation of RCW 42.17.240 for failure to file the Personal Financial Affairs Statement (PDC Form F-1) within two weeks of becoming a candidate in the 2002 election, and referred the case to the full Commission for hearing.